

EXHIBIT 46

TO

DECLARATION OF ABIGAIL

WALD IN SUPPORT OF

DEFENDANT CITY AND

COUNTY OF SAN FRANCISCO'S

SUR-REPLY OPPOSING

PLAINTIFFS' MOTION FOR

PRELIMINARY INJUNCTION

In the Matter of:
JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO

JOSEPH WILSON

November 14, 2025



1 words. Gestures, nods, and things like that -- we don't
2 want to have the court reporter have to interpret what you
3 mean. Okay?

4 A Yes.

5 THE VIDEOGRAPHER: Hey, Matthew. Videographer
6 speaking. Is your volume turned up all the way? You tail
7 off a little bit sometimes.

8 MR. DAVIS: Let me bring my mic a little closer.

9 THE VIDEOGRAPHER: And that's way better already.

10 MR. DAVIS: Okay. Good.

11 BY MR. DAVIS:

12 Q Can you tell me your highest level of education?

13 A Two years of college.

14 Q Great.

15 Before you became the executive director of the
16 Hospitality House, what did you do?

17 A I worked at Hospitality House as a program
18 manager for six years.

19 Q Okay. And you've told us you've been with the
20 entity for about 40 years.

21 A A relationship over a 40-year period.

22 Q Very good.

23 Do you have a physical location from which you
24 work?

25 A Yes.

1 Q Which office or location is that?

2 A 290 Turk Street.

3 Q And that's in the Tenderloin?

4 A Yes.

5 Q It's near the corner of Leavenworth?

6 A Yes.

7 Q And is there another Hospitality House location
8 on Leavenworth? I think it's 146 Leavenworth.

9 A Yes.

10 Q That's right around the corner from where your
11 office is?

12 A Yes.

13 Q And you also have a location, I think, at
14 169 6th Street. Do I have that right?

15 A Yes.

16 Q And I -- I've had a chance to look at the
17 Hospitality website and -- and I see that, at least on the
18 website, there's sort of six areas of service that your
19 organization provides.

20 Does that sound right to you?

21 A Yes.

22 Q What services are provided out of -- let's start
23 with the 290 Turk Street location.

24 A 290 Turk Street houses are community building
25 program and our administrative offices.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 14

1 Are you familiar with that term?

2 A Yes.

3 Q What harm reduction services is Hospitality House
4 providing to the City?

5 A We have a contract with the Harm Reduction
6 Therapy Center, which includes individual and group
7 therapy. We offer support groups; we offer community
8 engagement activities; we offer one-on-one case
9 management; we offer drop-in space at the multiple
10 locations; and we offer a connection with services such as
11 longer-term housing, access to -- or referrals to
12 behavioral health services, things of that nature.

13 Q You, yourself, are familiar with the term "harm
14 reduction"?

15 A Yes.

16 Q Can you tell us what you understand that term to
17 mean?

18 A Giving people multiple options in their potential
19 struggles with a variety of issues, including drug use;
20 including abstinence, if that's the option that people
21 choose. Harm reduction is based on the principle that
22 people have the opportunity to choose which approach works
23 best for them, and that's our approach to offering
24 services.

25 Q In other words, the people who, maybe, experience

1 Q Around the corner from the 290 Turk Street
2 location?

3 A Yes.

4 Q Very good.

5 And I believe you mentioned that there was a Harm
6 Reduction Therapy Center at this location.

7 A There are Harm Reduction Therapy Center personnel
8 at this location.

9 Q Is the Harm Reduction Therapy Center part of
10 Hospitality House, or is it something different?

11 A It's a separate organization. We have a
12 subcontract for specific services with the Harm Reduction
13 Therapy Center.

14 Q Got it.

15 And is your contract with the City such that
16 that's one of your responsibilities, that you subcontract
17 work out to organizations like the Harm Reduction Therapy
18 Center?

19 A One of our options.

20 Q I see.

21 So that's an option that the City gave you and
22 that Hospitality House opted for?

23 A Yes.

24 Q And -- and what, generally, does the Harm
25 Reduction Therapy Center -- what services, programs,

1 supplies, you name it -- what do they provide at this
2 location?

3 A Licensed therapists for individual and group
4 therapy; facilitating support groups; offering assistance
5 with people obtaining benefits; public assistance,
6 including supplemental security income.

7 Q What services, if any, do they provide to folks
8 who are struggling with addiction?

9 A Essentially, the same.

10 Q Do they provide any services that are targeted
11 to -- to the addiction itself, as opposed to something
12 collateral, like housing or...?

13 A Be more specific.

14 Q Well, is there any counseling with respect to
15 addiction offered?

16 A Yes.

17 Q Do they offer any supplies to people who are
18 struggling with addiction?

19 A Not to my knowledge.

20 Q Okay. Continue.

21 By the way, do folks from -- who is the -- the
22 lead person at the Harm Reduction Therapy Center? Is
23 there an individual?

24 A There are multiple leads. Anna Burg and
25 Celia Sampayo are two contractual leads.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON 11/14/2025

Page 21

1 Q Did you say "Anna Burg"?

2 A Anna Burg.

3 Q Do you mind spelling?

4 A A-N-N-A.

5 Q Okay.

6 A Berg -- B-E-R-G.

7 Q And the second name?

8 A Celia -- C-E-L-I-A; Sampayo -- S-A-M-P-A-Y-O.

9 Q Okay. And are -- are there HRTC employees or
10 personnel who regularly work out of 146 Leavenworth
11 Street?

12 A Yes.

13 Q And who are they?

14 A It varies, but it almost always includes
15 Celia Sampayo.

16 Q Gotcha.

17 And how about the 290 Turk Street location? Do
18 any HRTC personnel, volunteers, or folks associated with
19 that organization operate out of that location?

20 A On occasion, yes.

21 Q And what do they do when they're working at that
22 location?

23 A Support groups and a weekly group counseling
24 session.

25 Q Okay. Let's -- let's move to another location.

1 Q In terms of the supplies themselves, what -- what
2 are the specific types of supplies that you understand to
3 be encompassed within the term "safer smoking supplies"?

4 A I can only speculate.

5 Q Okay. And where -- where did you first -- strike
6 that.

7 How did you become familiar with the term "safer
8 smoking supplies"?

9 A I'm aware of the department's policy regarding
10 the provision of safer smoking supplies, and I do know
11 that...

12 Q Excuse me. Sorry. You do know that...?

13 A There are organizations that provide those
14 services. We are not one of them.

15 Q And so you're -- when you say the department's
16 policy, are you talking about the San Francisco Health
17 Department's policy?

18 A Yes.

19 Q And how did you become familiar with that policy?

20 A I don't recall exactly, but in April of this --
21 this year, I believe there was a formal document released.

22 Q Okay. And if you had a chance -- you,
23 yourself -- to look at that document?

24 A I perused it.

25 Q Now, you, yourself, have been -- I take it you

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 26

1 are in the Tenderloin, at least workwise, full time?

2 A Yes.

3 Q Very familiar with the neighborhood, I assume?

4 A Reasonably so.

5 Q I assume you have seen open drug use in the
6 neighborhood?

7 A Yes.

8 Q People openly smoking narcotics?

9 A Yes.

10 Q People openly selling narcotics?

11 A Yes.

12 Q And you generally understand that some people who
13 use narcotics in the public spaces in the Tenderloin are
14 using things like glass pipes?

15 A Yes.

16 Q Very good.

17 Now, if I defined safing -- safer smoking
18 supplies to include glass pipes, steel wool, foil,
19 straws -- would that be consistent with your understanding
20 of the term?

21 MS. MURPHY: Object to form.

22 MS. DANGA: Objection. Misstates prior
23 testimony.

24 BY MR. DAVIS:

25 Q Yeah. I'm sorry.

1 Do you have an answer, Mr. Wilson? Let me stop
2 sharing my screen.

3 A As I understand it, some of the supplies on that
4 list could be considered safer smoking supplies.

5 Q Would that include the glass pipes that are used
6 to smoke the drugs?

7 A Yes.

8 Q Okay. Now, you have indicated that you're aware
9 that some organizations hand out safer smoking supplies.

10 What organizations, to your knowledge, hand out
11 the supplies?

12 A Off the top of my head, I'm not -- I don't know
13 the specific organizations.

14 Q Well, does -- does SF AIDS hand out these
15 supplies, to your knowledge?

16 A It's my understanding that that would be
17 consistent with the SF AIDS Foundation's mission.

18 Q And how about Glide Memorial Church? Do they --

19 A Not to my knowledge.

20 Q Did it ever come to your attention that smoking
21 supplies are handed out, out of the Glide parking lot?

22 A Not to my knowledge.

23 Q That would be news to you, if that was the case?

24 A Yes.

25 Q Okay. Had any type of smoking supplies been

1 handed out from the 290 Turk Street location?

2 A No.

3 MS. MURPHY: Object to form.

4 Apologies. Belated objection to form.

5 BY MR. DAVIS:

6 Q I'm sorry. What was your answer, sir?

7 A No.

8 Q Okay. And to your knowledge, does the Harm

9 Reduction Therapy Center hand out smoking supplies?

10 A To my knowledge, no.

11 MS. MURPHY: Belated -- same objection.

12 BY MR. DAVIS:

13 Q Is the distribution of safer smoking supplies
14 consistent with harm reduction, as you define the term?

15 MS. MURPHY: Object to form.

16 MS. DANGA: Join.

17 BY MR. DAVIS:

18 Q I'm sorry.

19 Do you have an answer, sir?

20 A Repeat, please.

21 Q Yeah.

22 Is the distribution of smoking supplies
23 consistent with harm reduction, as you define the term?

24 A As I define the term, the distribution of safer
25 smoking supplies could be consistent with the principles

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 29

1 of harm reduction.

2 Q And -- and do you, yourself, advocate for the
3 distribution of safer smoking supplies in the Tenderloin?

4 A No.

5 Q And are you -- would it be absolutely prohibited
6 for such supplies to be distributed from 290 Turk Street?

7 A Yes.

8 Q And if that was happening, someone is violating
9 your policies?

10 A Yes.

11 Q That should never happen. Fair statement?

12 A Yes.

13 Q And the same would be true for the location on --
14 around the corner on Leavenworth?

15 A Yes.

16 Q In other words, no one should ever, ever hand out
17 smoking supplies from that location?

18 MS. DANGA: Objection as to form.

19 BY MR. DAVIS:

20 Q Is that a true statement?

21 A The statement you made?

22 Q Yes.

23 A It should not happen.

24 Q And is -- to your knowledge, has it never
25 happened; or have you heard of instances where it has

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 30

1 happened?

2 MS. MURPHY: Object to form.

3 THE WITNESS: To my knowledge, no.

4 BY MR. DAVIS:

5 Q Okay. And -- and what I want to know is, has it
6 ever come to your attention that smoking supplies were
7 being distributed from any of the Hospitality House
8 locations, be it by someone with Hospitality House Harm
9 Reduction Therapy Center or someone else?

10 A No one in -- to my knowledge, no one in
11 Hospitality House's employ has distributed safer smoking
12 supplies.

13 Q Got it.

14 Because that's -- you don't allow that.
15 Hospitality House doesn't allow its employees to hand out
16 that -- those supplies?

17 A Correct. We do not.

18 Q Now, to your knowledge -- or have you heard that
19 someone not in Hospitality House's employment has
20 distributed those supplies from any Hospitality House
21 location?

22 MS. MURPHY: Object to form.

23 THE WITNESS: I'm familiar with the declaration
24 by Mary Roe.

25

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 31

1 BY MR. DAVIS:

2 Q Okay. And she -- you read what she -- she wrote
3 or she stated in her declaration that she personally made
4 some observations at 290 Turk Street?

5 A Yes. I have read that.

6 Q Okay. And -- and can you say whether that
7 happened? In other words, has it happened in the past
8 that somebody was handing out smoking supplies at the
9 290 Turk Street location?

10 MS. MURPHY: Object to form.

11 THE WITNESS: To my knowledge, no Hospitality
12 House employee at the 290 Turk Street location has handed
13 out safer smoking supplies.

14 BY MR. DAVIS:

15 Q Got it. And -- and thank you. And my question
16 is, has -- has anyone, maybe a non-Hospitality House
17 employee -- has it come to your attention that such
18 supplies have been distributed from that location?

19 MS. MURPHY: Same objection.

20 THE WITNESS: Not to my knowledge.

21 BY MR. DAVIS:

22 Q And did you -- when did you first see Mary Roe's
23 declaration?

24 A Some weeks ago.

25 Q Did you, yourself, do any investigation to

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 32

1 determine whether there's any truth or merit to what she
2 says she has seen out of the 290 Turk Street location?

3 A No.

4 Q In other words, did you ever speak to anyone from
5 the Harm Reduction Therapy Center to say, "Hey, have you
6 guys been handing out supplies at one of our locations?"

7 A No.

8 Q Do you -- you have any basis to dispute what she
9 says she saw, in terms of the distribution of smoking
10 supplies at the 290 Turk Street location?

11 A Yes.

12 (Simultaneous speakers.)

13 MS. MURPHY: Object -- belated object to form.

14 BY MR. DAVIS:

15 Q Okay. And tell me the basis why you'd say she's
16 wrong.

17 A My office is at the 290 Turk Street location.
18 The employees at the 290 Turk Street location are familiar
19 with Hospitality House's policy. No Hospitality House
20 employee would distribute safer smoking supplies.

21 Q Got it.

22 And -- and I understand it's -- it sounds like
23 it's a strict policy for Hospitality House employees --
24 can't distribute the smoking supplies. Is that accurate?

25 A That's accurate.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 33

1 Q There are other people who use 290 Turk Street;
2 correct?

3 (Simultaneous speakers.)

4 BY MR. DAVIS:

5 Q -- Hospitality House Coalition on Homelessness --
6 there -- there are employees of Harm Reduction Therapy
7 Center; correct?

8 A Yes.

9 Q Are there volunteers with other organizations or
10 other people who sometimes use that location?

11 A Occasionally.

12 Q Okay. Do you know -- to your knowledge, have any
13 people from other organizations, be them volunteers,
14 employees, or somehow affiliated with other
15 organizations -- ever handed out smoking supplies out of
16 the 290 Turk Street location?

17 MS. MURPHY: Object to form.

18 THE WITNESS: To my knowledge, no.

19 BY MR. DAVIS:

20 Q And is the Hospitality House the master tenant of
21 that location, 290 Turk Street?

22 A Hospitality House is the owner of Turk Street.

23 Q And so Hospitality House gets to control what
24 happens at that location? You're the --

25 A Yes.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 34

1 Q And is it a -- is there a strict prohibition on
2 the distribution of smoking supplies out of
3 290 Turk Street?

4 A Yes.

5 Q In other words, if it came to your attention that
6 someone was handing out the supplies at that location, you
7 as the landlord would be displeased?

8 A Yes.

9 Q That should not happen?

10 A Correct. It should not happen.

11 Q Okay. And if going forward, if it came to your
12 attention that it was happening, I assume you would take
13 action to make sure that didn't happen?

14 A Correct.

15 Q And is that also true for your location on
16 Leavenworth street? In other words --

17 A Yes.

18 Q -- supplies should never be handed out by anyone
19 at that location?

20 A Safer smoking supplies -- yes. That should not
21 happen.

22 Q Do you have any knowledge of locations in the
23 Tenderloin where smoking supplies are being handed out?

24 MS. MURPHY: Object to form.

25 THE WITNESS: Not to my knowledge.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 36

1 A Not to my knowledge.

2 Q And so is it fair to say that there is no
3 Hospitality House location that is a designated smoking
4 supply distribution center?

5 A That's correct.

6 Q Okay. And you're telling us that the Hospitality
7 House absolutely prohibits the distribution of safe
8 smoking supplies from any of its locations?

9 A That's correct.

10 Q Okay. Who is your main contact at the Department
11 of Public Health?

12 A Multiple contacts. Dr. Hillary Kunins is
13 probably the main contact.

14 Q And have you talked to Dr. Kunins about safer
15 smoking supplies?

16 A No.

17 Q Have you talked to anyone from the Department of
18 Public Health about safer smoking supplies?

19 A No.

20 MR. DAVIS: Okay. We -- I'm actually close to
21 being done. If it's okay with you, let's take a
22 five-minute break. I'll go through my notes, and then
23 we'll go back on the record and finish up. Okay?

24 THE VIDEOGRAPHER: Okay. We're off the record,
25 Counsel, at 10:47 a.m.

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 39

1 A Yes.

2 Q What's that in reference to?

3 A We have a written harm reduction policy that
4 provides guidance for our adherence to harm reduction
5 principles.

6 Q Okay. And -- but the City has -- has not, in any
7 way, authorized Hospitality House or any of its subtenants
8 to distribute safer smoking supplies; is that correct?

9 A Not through this contract. That's correct.

10 Q Has it done it through any contract?

11 A Not with Hospitality House.

12 Q Has it done it with contracts with organizations
13 that you're aware of?

14 A I have no idea.

15 Q Okay. Okay. Stop sharing.

16 And is the Hospitality House a syringe service
17 provider?

18 A No.

19 Q Does the Hospitality House receive any harm
20 reduction supplies from the State of California?

21 A Be more specific.

22 Q Well, there's -- I believe there's going to be
23 some evidence that the State of California may distribute
24 safer smoking supplies and harm reduction supplies.

25 Does -- does the State say anything like that to

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON

11/14/2025

Page 40

1 Hospitality House?

2 A COVID-related supplies -- I'm assuming that's on
3 that list. We have received previously COVID-related
4 supplies, testing kits.

5 Q Masks and things of that sort -- yeah. Okay.

6 No. I'm talking more about material that's used to ingest
7 drugs.

8 A No.

9 Q Okay. So you're not -- you're not -- the term
10 I've seen is a "syringe provider" -- "syringe service
11 program provider."

12 A Correct. We are not.

13 Q Okay. Now, you know the Tenderloin pretty well.
14 Is it correct that there are many children who live in
15 that neighborhood?

16 A Yes.

17 Q There are a lot of families that live in that
18 neighborhood?

19 A Yes.

20 Q And I take it you have personally seen people in
21 the neighborhood adversely impacted by the open drug use
22 and sales that happens on the street?

23 MS. MURPHY: Object to form.

24 MS. DANGA: Join.

25 THE WITNESS: I have seen open drug use in the

JANE ROE, ET AL. vs CITY AND COUNTY OF SAN FRANCISCO
JOSEPH WILSON 11/14/2025

Page 49

CERTIFICATE
OF
CERTIFIED SHORTHAND REPORTER

* * * *

The undersigned Certified Shorthand Reporter of the
State of California does hereby certify:

That the foregoing Proceeding was taken before me at
the time and place therein set forth.

That the testimony and all objections made at the
time of the Proceeding were reported verbatim by me and
were thereafter transcribed, said transcript being a true
and correct copy of the proceedings thereof.

In witness whereof, I have subscribed my name, this
date: November 17, 2025.

Jane Gallegos

JANE GALLEGOS, CSR No. 14676